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06                   UNITED STATES DISTRICT COURT  
07                   WESTERN DISTRICT OF WASHINGTON  
08                   AT SEATTLE

09         UNITED STATES OF AMERICA,                   )  
10   )      CASE NO. MJ 16-065  
11         Plaintiff,                                    )  
12         v.    )  
13         DANIEL DEREK BROWN,                        )  
14         Defendant.                                    )  
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14         Offense charged:   Felon in Possession of a Firearm; Possession of Cocaine Base with  
15         Intent to Distribute; Possession of a Firearm in Furtherance of Drug Trafficking  
16         Date of Detention Hearing:   February 25, 2016.

17         The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
18         based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
19         that no condition or combination of conditions which defendant can meet will reasonably  
20         assure the appearance of defendant as required and the safety of other persons and the  
21         community.

22         ///

01        FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

02        1.      Defendant is charged by Complaint with the above-listed offenses. The  
03 complaint alleges that defendant was arrested following reports of a man with a gun in the  
04 Belltown area of downtown Seattle. Defendant had allegedly attempted to flee in order to  
05 evade arrest, but was blocked by the patrol cars and detained at gunpoint. Defendant's  
06 criminal record includes prior firearms offenses, including a state charge for which defendant  
07 was released from confinement approximately two months before the instant arrest.

08        2.      There are indications of a significant mental health and substance abuse history.  
09 He is not employed.

10        3.      Defendant poses a risk of nonappearance due to a history of failing to appear,  
11 history of mental health issues, history of controlled substance use, and lack of employment.  
12 He poses a risk of danger due to the nature and circumstances of the instant offense and criminal  
13 history.

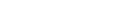
14        4.      There does not appear to be any condition or combination of conditions that will  
15 reasonably assure the defendant's appearance at future Court hearings while addressing the  
16 danger to other persons or the community.

17 It is therefore ORDERED:

- 18        1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
19           General for confinement in a correction facility separate, to the extent practicable, from  
20           persons awaiting or serving sentences or being held in custody pending appeal;  
21        2. Defendant shall be afforded reasonable opportunity for private consultation with  
22           counsel;

3. On order of the United States or on request of an attorney for the Government, the person in charge of the corrections facility in which defendant is confined shall deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; and
4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United State Pretrial Services Officer.

DATED this 25th day of February, 2016.

  
Mary Alice Theiler  
United States Magistrate Judge